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ALLSTATE INSURANCE COMPANY

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ASHLEY HERNANDEZ, an individual;  
DOMINIC L. WYCKOFF, an individual,

Plaintiffs,

vs.

ALLSTATE INSURANCE COMPANY, a  
Foreign Corporation; DOES 1 through 10,  
inclusive; and ROE CORPORATIONS 1  
through 10, inclusive,

Defendants.

Case No. 2:23-cv-00405-JAD-BNW

**STIPULATION AND ORDER TO  
EXTEND DISCOVERY DEADLINES  
(FIRST REQUEST)**

Plaintiffs ASHLEY HERNANDEZ and DOMINIC L. WYCKOFF by and through  
their attorney of record, Ralph A. Schwartz, Esq. of Ralph A. Schwartz. P.C. and Defendant  
ALLSTATE INSURANCE COMPANY by and through its attorneys of record, Jared G.  
Christensen, Esq., and Deleela M. Weinerman, Esq. of the law firm Bremer, Whyte, Brown  
& O'Meara, LLP, hereby request this Honorable Court to adopt and approve this stipulated  
extension to the discovery plan and continue the discovery deadlines for 90-days as requested  
herein.

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**I. LOCAL RULE IA 6-1 IS SATISFIED**

This is the first request for extension of discovery deadlines filed by the parties. Pursuant to the Discovery Plan and Scheduling Order from April 26, 2023, the following dates govern for purposes of discovery:

- |                                |                   |
|--------------------------------|-------------------|
| 1. Discovery Cutoff Date:      | December 4, 2023  |
| 2. Initial Expert Disclosure:  | October 5, 2023   |
| 3. Rebuttal Expert Disclosure: | November 6, 2023  |
| 4. Dispositive Motions:        | January 18, 2024  |
| 5. Joint Pre-Trial Order:      | February 19, 2024 |

Plaintiff Ashley is currently in the process of supplementing her records in relation to a prior 2014 accident. As such the parties need additional time to conduct discovery in preparation for initial expert disclosures. Moreover, additional time is required to conduct any written discovery, schedule depositions and to complete any other additional discovery. Accordingly, the parties are requesting a 90-day extension to all discovery deadlines.

The instant request comports with Local Rule IA 6-1, in that no request is being made after the expiration of the specified period.

**I. LOCAL RULE 26-3 IS SATISFIED**

The instant request to extend discovery deadlines satisfies the requisites of Local Rule 26-3. Additionally, good cause exists for the extension. Plaintiff Ashley is currently in the process of supplementing her records in relation to a prior 2014 accident. As such the parties need additional time to conduct discovery in preparation for initial expert disclosures. Moreover, additional time is required to conduct any written discovery, schedule depositions and to complete any other additional discovery. Accordingly, the parties are requesting a 90-day extension to all discovery deadlines.

Listed below is a statement specifying the discovery completed in this case:

Plaintiffs' Initial Disclosures	May 10, 2023
Defendant's Initial Disclosures	June 16, 2023

Defendant's First set of Written  
Discovery Plaintiffs

June 16, 2023

Defendant's First Supplemental  
Disclosures

June 20, 2023

Plaintiffs' Responses to Defendant's  
First Set of Written Discovery

July 14, 2023

The parties are requesting an additional 90-days be afforded for discovery. The following deadlines are requested.

1. Discovery Cutoff Date:

March 4, 2024

2. Expert Designations:

January 4, 2024

3. Rebuttal Expert Designations:

February 5, 2024

4. Dispositive Motions:

April 3, 2024

5. Joint Pre-Trial Order:

May 3, 2024

The parties hereby stipulate to the proposed changes in the discovery deadlines.

DATED this 7<sup>th</sup> day of September 2023

DATED this 7<sup>th</sup> day of September 2023

**BREMER WHYTE BROWN &  
O'MEARA LLP**

**RALPH A. SCHWARTZ, P.C.**

/s/ Deleela M. Weinerman

/s/ Ralph A. Schwartz

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Nevada State Bar No. 5488  
Attorney for Plaintiffs,  
Ashley Hernandez and  
Dominic L. Wyckoff

ORDER

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE

Dated: 09/12/2023

The **STIPULATION AND ORDER TO EXTEND DISCOVERY (FIRST REQUEST)** in 2:23-cv-00405-JAD-BNW was submitted by:

BREMER WHYTE BROWN & O'MEARA LLP

By: /s/ Deleela M. Weinerman

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